REGISTER OF CLASSIFICATION DECISIONS

Title of Publication: cbabynoon2.wmv

Other Known Title: Not Stated

Format: Computer Moving Image File

Director/Author: Not Stated

Producer/Publisher: Not Stated

Country of Origin: Not Stated

Language: Not Applicable

Applicant: The District Court at Whangarei

Distributor: Not Applicable

Classification: Objectionable.

Descriptive Note: Not Applicable

Display Conditions: Not Applicable

Date of entry in Register: 21 June 2007

Date of direction to issue a label: Not Applicable

OFLC No: 701049

Unexcised version of publication:

	Components	Running time
Feature:	cbabynoon2.wmv	0.22
Total running time:		0.22

Excisions: Not Applicable

Reasons for excisions:

Not Applicable

Summary of reasons for classification:

The computer moving image file entitled *cbabynoon2.wmv* is classified as: Objectionable.

The publication is deemed objectionable under s3(2)(a) of the Films, Videos, and Publications Classification Act 1993 (FVPC Act) because it promotes and supports the exploitation of children for sexual purposes. The publication is a recording of the sexual abuse of a girl by an adult man. The publication has been created to sexually arouse those with a sexual interest in children. By doing so it promotes and supports the notion that children are legitimately available for the sexual gratification of adult men.

The classification of this publication interferes with the freedom of expression, as set out in section 14 of the New Zealand Bill of Rights Act 1990. This outcome is consistent, however, with Parliament's intention that publications that fall under s3(2) of the FVPC Act are deemed objectionable. The classification is also a reasonable limitation on the freedom of expression that reflects the concern of a free and democratic society to limit the availability of publications that promote and support the exploitation of children for sexual purposes.